

IN THE UNITED STATES

PATENT AND TRADEMARK OFFICE

APPLICANTS:

Hon Wah Chin

APPLICATION NO.:

09/823,410

FILING DATE:

March 30, 2001

TITLE:

System And Method For Determining The Data Rate Of A Digital

Data Stream

EXAMINER:

Not yet known

GROUP ART UNIT:

2631

ATTY. DKT. NO.:

21216-05044

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated:

7/30/01

By: <u>Eleen</u>

Eileen A. Lehmann, Reg. No.: 39,272

COMMISSIONER FOR PATENTS WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This application relies, under 35 U.S.C. § 120, on the earlier filing date of price
application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the

references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

\boxtimes	within three months of the filing date of the application, or date of entry							
	into the national stage of an international application, or before the mailing							
	date of	date of a first official action on the merits, whichever event last occurred;						
	OR							
	before	the ma	iling of a first official action after the filing of a request for					
.—	contin	continued examination (RCE) under 37 CFR § 1.114;						
П	after three months of the filing date of this national application or the date							
<u> </u>	of entry of the national stage in an international application, or after the							
	mailin	g date c	of the first official action on the merits, whichever event last					
	occurr	ed, but	before the mailing date of the first to occur of either:					
	(1)	a final action under 37 CFR §1.113; OR						
	(2)	a notice of allowance under 37 CFR §1.311; AND						
		attached hereto is the fee of \$180, as set forth under 37 CFR						
	_	§1.17	§1.17(p), for submission of this Information Disclosure Statement					
		under	under 37 CFR.§ 1.97(c); OR					
		Appli	icant certifies pursuant to 37 CFR § 1.97(e) that:					
			each item of information contained in this Information					
			Disclosure Statement was cited in a communication from a					
			foreign patent office in a counterpart foreign application no					
			more than three months prior to the filing of this Statement					
			OR					
			no item of information contained in this Information					
			Disclosure Statement was cited in a communication from a					
			foreign patent office in a counterpart foreign application or,					
			to the knowledge of the person signing this certification					
			after making reasonable inquiry, was known to any					
			individual designated under 37 CFR § 1.56(c) more than					
			three months prior to the filing of this Statement.					
	OR							
	before	e the pa	syment of the issue fee but after the mailing date of the first to					
	occur of either:							
	[1]	[1] a final action under 37 CFR § 1.113: OR						

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	[2]	a notice of allowance under 37 CFR § 1.311; AND				
		in accordance with the requirements of 37 CFR § 1.97(d):				
		Applicant certifies pursuant to 37 CFR. § 1.97(e) that:				
		each item of information contained in this Information				
		Disclosure Statement was cited in a communication from a				
		foreign patent office in a counterpart foreign application not				
		more than three months prior to the filing of this Statement; OR				
		no item of information contained in this Information				
		Disclosure Statement was cited in a communication from a				
		foreign patent office in a counterpart foreign application or,				
		to the knowledge of the person signing this certification				
		after making reasonable inquiry, was known to any				
		individual designated under 37 CFR § 1.56(c) more than				
		three months prior to the filing of this Statement; AND				
		Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND				
		Applicant submits the petition fee of \$180 as set forth in 37 CFR §				
		1.17(p).				
⊠ App	licant su	bmits that no fee is required for the consideration of the				
accompanying Info	rmation	Disclosure Statement.				
	C 41					
Consideration	on of the	listed references and favorable action are solicited.				
		Respectfully submitted,				
		HON WAH CHIN				
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Dated: 7/30	101	By: Elen a. Jehmann				
	1.	Eileen A. Lehmann, Reg. No.: 39,272				
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		Fax.: (650) 494-1417				

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FORM PTO-1 (REV. 6-89)	449	THE THE PARTY.	S. DEPARTMENT (atent and Trademan	Attorney's Docket No. 21216-05		Serial No. 09/823,410			
INFORMATION DISCLOSURE CITATION			rion	Applicant Hon Wah Chin					
(Use several sheets if necessary)					Filing Date Group Art Unit March 30, 2001 2631			2631	
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EXAMINER					CONSIDERED				
JEXAMINER: Initia	al if refere	ences considered, whether or n	ot citation is in confe	ormance with MPE	P § 609; Draw line throug	n citation if not in o	conformance ar	nd not consid	dered.

Include copy of this form with next communication to applicant.